

PUBLIC HEALTH DEPARTMENT[641]

Notice of Intended Action

Proposing rule making related to organization of the department and providing an opportunity for public comment

The Public Health Department hereby proposes to amend Chapter 170, “Organization of the Department,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in 2017 Iowa Acts, House File 653, division XXIII, and 2018 Iowa Acts, Senate File 2418, section 110 [Iowa Code section 135.15].

State or Federal Law Implemented

This rule making implements, in whole or in part, 2017 Iowa Acts, House File 653, division XXIII, and 2018 Iowa Acts, Senate File 2418, section 110.

Purpose and Summary

The proposed amendments are minor cleanup actions related to recent legislation. 2018 Iowa Acts, Senate File 2418, section 110, updated the name of the “oral health bureau” to the “oral and health delivery system bureau.” The proposed amendment in Item 1 updates the bureau name. 2017 Iowa Acts, House File 653, division XXIII, removed all references to the Office of Minority and Multicultural Health from the Iowa Code. House File 653 removed the underlying statutory authority for Chapter 82, which was rescinded in 2018. The proposed amendment in Item 2 rescinds the paragraph that refers to that office. The proposed amendment in Item 3 reletters the remaining paragraphs in subrule 170.7(6).

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to the Department’s variance and waiver provisions contained in 641—Chapter 178.

Public Comment

Any interested person may submit written comments concerning this proposed rule making. Written comments in response to this rule making must be received by the Department no later than 4:30 p.m. on April 16, 2019. Comments should be directed to:

Bob Russell
Oral and Health Delivery System Bureau
Department of Public Health
Lucas State Office Building
321 East 12th Street
Des Moines, Iowa 50319
Email: bob.russell@idph.iowa.gov

Public Hearing

No public hearing is scheduled at this time. As provided in Iowa Code section 17A.4(1)“b,” an oral presentation regarding this rule making may be demanded by 25 interested persons, a governmental subdivision, the Administrative Rules Review Committee, an agency, or an association having 25 or more members.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Amend paragraph **170.7(6)“b”** as follows:

b. The oral and health delivery system bureau, overseen by the public health dental director, promotes and advances health behaviors to reduce the risk of oral diseases and improve the oral health status of all Iowans. Programs are in place targeting pregnant women, children, and youth for the prevention, early identification, referral, and treatment of oral disease.

ITEM 2. Rescind paragraph **170.7(6)“d.”**

ITEM 3. Reletter paragraphs **170.7(6)“e”** to **“h”** as **170.7(6)“d”** to **“g.”**